IN THE HIGH COURT OF JUDICATURE AT BOMBAY
ORDINARY ORIGINAL CIVIL JURISDICTION

APPEAL NO.547 OF 2006
IN
SUIT NO.1354 OF 2004

ITDC Ltd. ....Appellant
V/s.
State of Maharashtra & Ors. ....Respondents

Mr.Ramesh Ramamurthy for the Appellant.
Mr.G.W. Mattos, A.G.P. for the Respondents.

CORAM: DR.S.RADHAKRISHNAN &
S.J.VAZIFDAR, JJ.
DATED: 31ST JULY, 2006.

P.C. :-

1. Heard the learned counsel for the Appellant and the learned A.G.P. for the Respondents.

2. By this Appeal, the Appellant is challenging the order dated 7.6.2006 passed by the learned Single Judge. After hearing the parties for some time, without going into the merits and de-merits of the impugned order, the learned counsel for the Appellant on instructions from the Manager Incharge of the Appellant's office, states that the Appellant will apply to Respondent No.1 under Section 139 of the Bombay Prohibition Act, 1949 within a period of one week from today.

3. Upon such application being made, We direct Respondent No.1 to process the same within a period of two weeks thereafter. In the event of the order being adverse to the Appellant, the same shall not be given effect for a period of two weeks thereafter.

4. During the aforesaid period, the Respondents shall not take any coercive measures in respect of duty free liquor shop in the arrival lounge.

5. The Appeal stands disposed of accordingly.

(DR.S. RADHAKRISHNAN, J.)

(S.J. VAZIFDAR, J.)